

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Masashi GOTOH, et al.

SERIAL NUMBER: 10/560,528

FILING DATE: December 13, 2005

FOR: METHOD OF MANUFACTURING ELECTRONIC PART AND ELECTRONIC PART

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

COMMISSIONER FOR PATENTS
BOX PCT
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the notification dated February 23, 2009, and in accordance with the provisions of 35 U.S.C. 371, Applicants submit that the response to the notification of missing requirements filed on March 28, 2008 is not defective. The copy of the English translation of the application submitted in response to the notice of missing requirements on March 28, 2008 (originally filed on December 13, 2005) is a translation of the published International application which includes 5 numbered claims and does not include the amendments made under Article 34. In support of this statement, Applicants are submitting herewith a copy of the published International application as evidence that the published application contains 5 numbered claims. The English translation filed by Applicants both on December 13, 2005 and again on March 28, 2008 contains 5 numbered claims. Therefore, Applicants filed a proper response to the Notification of Missing Requirements on March 28, 2008. As further evidence, Applicants are also submitting herewith a copy of the English translation of the International Preliminary Examination Report (PCT/IPEA/409) which indicates in Box No. I that the report has been based on pages 1-11 of the description as originally filed, claims 1-2 received by the Authority on 04/28/05, claims 3-4 as originally filed, and that claim 5 has been cancelled as a result of the amendment. Thus, only 4 numbered claims remain in the application after submission of the Article 34 amendment.

On December 13, 2005, Applicants timely filed the present application which included an English translation of the International application containing 25 pages, 5 claims and 7 sheets of drawing, as well as a separate translation of the annexes to the International Preliminary Examination Report (an amended specification containing 4 numbered claims). A copy of the date-stamped filing receipt of December 13, 2005 is attached. However, a review of the IFW for this application has revealed that the Article 34 amended specification which Applicants filed on December 13, 2005 is missing. Accordingly, Applicants are submitting herewith a copy of the translation of the annexes

(amended specification containing 4 numbered claims) which Applicants originally filed on December 13, 2005. The undersigned attorney of record hereby states that the copies being submitted herewith are in fact true copies of the papers originally filed on December 13, 2005.

The required fee is therefore not due.

Additionally, Applicants state that the English translation provided in the Declaration filed on December 13, 2005 is an accurate translation (37 C.F.R. 1.69(b)).

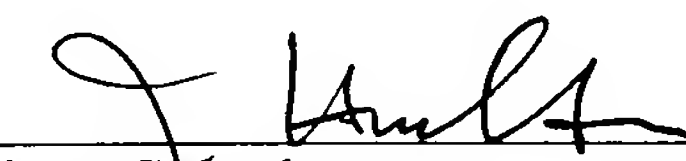
In light of the foregoing, Applicants believe that sufficient evidence has been presented for the PCT Legal Office to reverse the notification of defective response and such favorable action is hereby earnestly solicited.

Our payment in the amount of \$ _____ is paid herewith by credit card. If any difference exists between the amount due and the amount being paid herewith, please charge or credit the difference to our Deposit Account No. 15-0030.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136 and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030.

Respectfully submitted,

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